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Deputy Director of Security (PS)

2 June 1969

Chief, Interrogation Research Division

Comparison of Agency Documentation and  
Procedures with the Requirements of the  
CSC FPM Letter No. 736-4

Herewith is the requested comparison of what the Agency  
says and does with what the Civil Service Commission has  
instructed on the use of the polygraph in the competitive  
service.

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Attachment

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Comparison of the Attachment to FPM Letter No. 736-4 with  
Agency Policy and Procedures

<u>Paragraph or Section</u>	<u>Requirement</u>	<u>Comment</u>	STATINTL
Para 3	The basic requirement is for comprehensive rules and regulations regarding the polygraph.	The Agency does not have such rules and regulation. There is a provision in Regulation HR [REDACTED] which states that the Director of Security will obtain information through "technical interrogation." The most complete paper we have is the ADC Memorandum of 8 August 1957 the provisions of which are mentioned in sections below.	
Para 3a.	This requires a statement of the specific reasons for which the polygraph may be used.	We have no such document. The Regulation and Memorandum both provide, however, for the polygraphing of candidates for employment or clearance.	
Para 3a.	This requires a statement of the positions and organizational entities for which the polygraph will be used.	Although outdated and incomplete the Memorandum states most of the categories to be tested.	
Para 3a.	This requires a statement of who can approve the giving of polygraph examinations.	We have no Regulation or other written rule on this.	
Para 3b.i.	This requires advance advice on recording and monitoring capability and practice.	The Memorandum permits this without word to the subject. In practice, we admit, if asked, that we have the capability. We do not volunteer it.	

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<u>Paragraph or Section</u>	<u>Requirement</u>	<u>Comment</u>
Para 3b.ii.	This requires advice on the privilege against self-incrimination.	We have a requirement to get the individual to sign a statement that he is aware of this right. We do not dwell on it for fear of having the individual not say anything.
Para 3b.ii.	This requires advice on the right to counsel.	We have no Regulation on this and as a matter of practice do not mention or dwell on this if it comes up.
Para 3b.iii.	This requires advice on the effect of the polygraph examination.	We do not go into this. We allow the individual to feel it is routine and to participate under any assumption he has. We must, however, stress the importance of the test as part of the conditioning of the subject.
Para 3b.iii.	This requires advice on the effect of a refusal and assurance the refusal will not be recorded in the personnel file.	We go into this only if asked and then only to the extent that we shall report the refusal to the Director of Security. We do not make assurances on its not being a part of the personnel file.
Para 3b.iv.	This requires explanation of the instrument, its operation, and the testing procedures.	We do this. There is, however, no rule or regulation on it.
Para 3b.iv.	This requires explanation of the disposition of the information developed.	We avoid this and avoid questions on it by stating only that the report goes to the Director of Security and in the case of information affecting national security to the responsible federal agency.

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<u>Paragraph or Section</u>	<u>Requirement</u>	<u>Comment</u>
Para 3b.v.	This requires advice as to the general areas of all questions to be asked.	While there are no Regulations on this, we exceed this requirement by explaining specifically what we are after.
Para 3c.	This requires written agreement to take the polygraph examination.	The ADCI Memorandum requires such an agreement and we obtain one in all security clearance cases.
Para 3d.	This requires that questions be specifically related to the problem at hand.	We do this as a matter of practice.
Para 3e.	This requires standards on the selection and training of examiners.	We have no written standards on either topic.
Para 3f.	This requires high-level monitoring of the program.	There is no written provision for this.
Para 3g.	This requires provision for safeguarding of polygraph acquired data.	The ADCI Memorandum provides for this.

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